

LS-1546

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OGC Has Reviewed

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Assistant Deputy Director Administration(Special)

21 May 1952

General Counsel

Consultant Type Employees

1. I have been endeavoring to determine the best way to control employment of experts and covert associates in line with Colonel White's draft of 3 May under the Director's instructions concerning consultants. I have attempted, in the attached paper, to define as clearly as possible for this purpose the various categories.

2. As I understand it, the evil to which the Director's instructions were very properly addressed arose out of the use of consultants throughout the Agency in a loose and irregular manner which led to clearance for a specific purpose and then continuing sporadic and uncontrolled use for the same or other purposes for an indefinite period of time. It is true that this type of use tends to get completely out of hand. In line with the attached definitions, it seems that this evil does not arise out of employment as temporary consultants or experts or covert associates for a fixed purpose for a fixed period of time inasmuch as the period of employment is set and either terminates at its conclusion or must have a specific renewal. It is the intermittent status of all three categories that causes trouble.

3. I would like to suggest an approach from this basis in the instructions to go to the pertinent offices of the Agency from DD/A. It might be something as follows:

"You are aware that the Director put severe restrictions on further use of consultants and required that each individual case be submitted for approval. Consultants, particularly in relation to CIA, cover a variety of circumstances ranging from the sporadic use of outside individuals to regular fixed tours of duty. It is the former situation to which the Director's instructions are addressed. Therefore, when an outside individual is to be used as a consultant, expert or covert associate for a fixed purpose for a specified period of time at the end of which his service is either terminated or specifically renewed, the arrangement may be approved by the Deputy Director (Administration). The Personnel Office or the Special Contracting Officer will be responsible for appropriate notification that the termination date of each case has arrived and assurance that no further payment for services will be made unless a renewal is approved by the DD/A. All consultant, expert or covert associate arrangements not falling within the rigid pattern set forth above are subject to the Director's instructions which require his approval. This has been approved by the Director as a proper interpretation of his instructions."

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